IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6317 OF 1996

The Cosmos Coop. Bank Ltd.
and Anr. .. Petitioners

Versus

Union of India .. Respondents

Mr.D.A.Dubey for respondent Nos. 1 and 2

Mrs.S.S.Bhinde, A.G.P. for Respondent Nos. 3 and 4.

CORAM : A.P.SHAH AND
S.C.DHARMADHIKARI, JJ.

DATE : 12TH OCTOBER 2004.

P.C.

1. By this petition, petitioner bank challenges constitutional validity of sub-section 1 (3) of Section 29 and sub-section 9 of Section 35 of Multistate Cooperative Societies Act. The

challenge was raised in the context of election to the managing committee of respondent No.2. This Court granted interim relief on 24th December 1996 and operation of sub-section 3 of section 29 was stayed and elections to the managing committee of the petitioner bank were held without reference to section 29(3). The term of elected committee has also expired. The Multistate Cooperative Societies Act of 1984 is now replaced by Multistate Cooperative Societies Act 2002. Thus nothing survives in the petition.

2. Petition is disposed of as infructuous.

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